

IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT INDIANA
INDIANAPOLIS DIVISION

UNITED STATES OF AMERICA,
Plaintiff,

*

* Case No. 2:11CR00037-002

vs.

*

*

NICHOLAS CEJA
Defendant.

*

MOTION TO MODIFY/REDUCE SENTENCE UNDER 18 USC § 3582(c)(2)
AND UNITED STATES SENTENCING COMMISSIONS 2 LEVEL AMENDMENT

Come Now, the defendant respectfully requesting that this
Honorable Court reduce his sentence pursuant to Title 18 USC §
3582 (c)(2) and Sentencing Commissions 2 Level Amendment 782.

reposed in this Honorable Court is the Jurisdiction and
Authority to Modify the defendants term of imprisonment imposed
herein pursuant to 18 USC § 3582 (c)(2) which provides: [1] in
the case of a defendant who has been sentenced to a term of
imprisonment based on a dentedce range that has subsequently
been lowered by the Sentence Commission, upon motion of the
defendant the court may reduce the term of imprisonment after
considering the factors set forth in Section 3553 (a). to the
extent that they are applicable, if such a reduction is consis-
tant with Policy Statement Issued by the United States Sentenc-
ing Commission.

Policy Statement 1B1 (one B one) of the Federal Sentencing
Guideline Manuel Captioned, "Retroactivity of Amended Guidel-
ine Range is compatable with said 18 USC § 3582 (c)(2)." The
Movant/ Defendant qualifies as to as to modification of

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INDIANAPOLIS DIVISION
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OF INDIANA
LAURA A. BROWN
CLERK

sentence and would have qualified if said provisions had been in effect at the time he was sentence. Under 1B1.10 (c) of the Guidelines it is provided that: In determining whether a reduction in sentence is warranted for a defendant eligible for consider the sentence that it would have originally imposed had the Guidelines as amended been in effect at the time.

The defendant was sentenced to a term of imprisonment based on a sentencing range that has subsequently been lowered by United States Sentencing Commission. This Motion allows the court to reduce the defendant's sentence by 2 levels which are now consistent with the Sentencing Commission's Policy Statement.

Relief Sought:

Petitioner, now humbly prays the Honorable Court apply Amendment 782 to his sentence in some fashion, and reduce/modify his sentence. Petitioner/Defendant thanks the Honorable Court for its valuable time and apologizes for having to use it and for his past actions.

Respectfully submitted

Nicholas CEJA

Nicholas Ceja
Reg No. 10060-028
FCI Oakdale No. II
P.O.Box 5010
Oakdale, La 71463

CERTIFICATE OF SERVICE

I hereby certify that I have this 27 day of December
2014, placed the foregoing Motion for reduction of sentence in the
United States Mail, addressed to the following:

United States District Court
Office of the Clerk
46 East Ohio, St
Indianapolis, Indiana 46204

By Nicholas CEJA

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